

REMARKS

Claims 1-8 are pending in the present application and have been rejected by the Examiner under 35 U.S.C. §102(a) as being anticipated by Japanese Patent Publication No. 2003-264616 (Fukazawa).

Regarding the Examiner's rejection of independent Claim 1, Claim 1 has been amended and is further distinguished.

Fukazawa discloses a portable radio-telephone set having a digital camera and a photographing method thereof. Moreover, Fukazawa discloses if a cellular phone walkie-talkie with a digital camera receives mail in step 35, it will determine whether a number identifying the incoming mail corresponds with a predetermined number. Fukazawa teaches if this number is not a predetermined number, then the number is announced for arrival refusal to a calling [called] party in steps S41 and S42 (e.g., see DRAWING 4). In other words, Fukazawa teaches announcing the arrival of an incoming phone call whose number does not correspond with a predetermined number, so that the user can accept or refuse the call. These steps are further exemplified with reference to DRAWING 4, where it is seen that steps S41 and S42 are not determinative steps.

In contrast, amended Claim 1 includes the recitation of determining whether the received call should be accepted or rejected before alerting a user, if it is determined that

the CID of the received call does not correspond to a CID stored in the memory of the terminal and releasing the remote-control photographing mode based on results of the determination of whether the should be accepted or rejected, which is neither taught nor suggested by Fukazawa. Accordingly, it is respectfully requested that the rejection under 35 U.S.C. §102(a) of Claim 1 be withdrawn.

Regarding, the rejection of independent Claim 7, Claim 7 has been amended and is further distinguished.

Amended Claim 7 includes the recitation of releasing the remote-control photographing mode, if it is determined that the telephone number of a call received in the mobile communication terminal does not match at least one of the telephone numbers assigned to remote-control the camera and an acceptance setting was previously set, which is neither taught nor suggested by Fukazawa. Accordingly, for at least the same reasons as stated above with respect to the rejection of Claim 1, it is respectfully requested that the rejection under 35 U.S.C. §102(a) of Claim 7 be withdrawn.

Independent Claims 1 and 7 are believed to be in condition for allowance. Without conceding the patentability per se of dependent Claims 2-6 and 8, these are likewise believed to be allowable by virtue of their dependence on their respective amended independent claims. Accordingly, reconsideration and withdrawal of the rejections of dependent Claims 2-6 and 8 is respectfully requested.

Accordingly, all of the claims pending in the Application, namely, Claims 1-8, are believed to be in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicants' attorney at the number given below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Paul J. Farrell", written in a cursive style.

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